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10 Attorneys for Defendants  
11 HARTFORD LIFE INSURANCE COMPANY and  
12 HARTFORD LIFE AND ACCIDENT INSURANCE COMPANY

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14 UNITED STATES DISTRICT COURT  
15 NORTHERN DISTRICT OF CALIFORNIA

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17 NICHOLAS J. BARBAROTTO,  
18 individually and as Trustee of the  
19 NICHOLAS J. BARBAROTTO Revocable  
20 Living Trust Agreement dated  
21 November 2, 2005,

22 Plaintiff,

23 v.

24 HARTFORD LIFE INSURANCE  
25 COMPANY, a corporation doing business  
as THE HARTFORD and HARTFORD  
LIFE AND ACCIDENT INSURANCE  
COMPANY, and DOES 1-10,

26 Defendants.

27 CASE NO. C 06 1278 CRB

28 **STIPULATION AND [PROPOSED]  
ORDER TO EXTEND LAST DATE FOR  
PARTIES TO ENGAGE IN MEDIATION,  
AND TO CONTINUE FURTHER CASE  
MANAGEMENT CONFERENCE**

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30 PLAINTIFF NICHOLAS J. BARBAROTTO AND DEFENDANTS HARTFORD LIFE  
31 INSURANCE COMPANY AND HARTFORD LIFE AND ACCIDENT INSURANCE  
32 COMPANY, BY AND THROUGH THEIR ATTORNEYS OF RECORD, AGREE AND  
33 STIPULATE:

34 The parties have scheduled mediation before John Skelton, Esq., the assigned mediator  
35 for this action, to occur on October 13, 2006, commencing at 9:00 a.m., and therefore stipulate to  
36 continue the last date for the parties to engage in mediation from September 18, 2006 to

1 October 13, 2006, to continue the last date for the parties to file a further joint report to  
2 October 20, 2006, and to continue the further case management conference from September 8,  
3 2006 to October 27, 2006. The extension and continuance is requested due to the mediator's  
4 availability, to allow plaintiff to obtain and produce documents, and to confirm authorization for  
5 the Trust to pursue this action following the death of plaintiff Nicholas J. Barbarotto. Mediator  
6 John Skelton affirmed that he agrees with this stipulation.

7 SO AGREED AND STIPULATED:

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9 Dated: 8/2/06 FLYNN, WILLIAMS, WESTER & HALL, LLP

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By: s/Matthew D. Brekhus  
BARRY F. WESTER  
MATTHEW D. BREKHUS  
Attorneys for Plaintiff  
NICHOLAS J. BARBAROTTO

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15 Dated: 8/2/06 SEDGWICK, DETERT, MORAN & ARNOLD LLP  
16 By: s/Dennis G. Rolstad  
17 DENNIS G. ROLSTAD  
18 MICHELLE Y. MCISAAC  
19 Attorneys for Defendants  
HARTFORD LIFE INSURANCE COMPANY and  
HARTFORD LIFE AND ACCIDENT  
INSURANCE COMPANY

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## ORDER

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22 For good cause shown, it is hereby ORDERED that the last date for the parties to engage  
23 in mediation is continued to October 13, 2006, that the last date for the parties to file a further  
24 joint statement is continued to October 20, 2006, and that the further case management  
25 conference is continued to October 27, 2006 at 8:30 a.m.

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THE HONORABLE CHARLES R. BREYER  
UNITED STATES DISTRICT COURT